IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4950 OF 2007

Dennis Barrie & Anr..... .....Petitioners
V/s
Vakolawala Coop. Hsg. Soc. Ltd. & Ors..... ..... Respondents.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar' orders.	Court's or Judge's Orders

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Mr.V.P.Sawant i/by Mr.R.P.Lote, Adv. for the petitioners.

Mr.Vijay D. Patil, Adv. For the respondents.

CORAM: A.P. DESHPANDE, J.
3.10.2007

PC:

The Assistant Registrar in exercise of powers under section 78 of the Maharashtra Cooperative Societies Act, has passed an order superseding the Managing Committee of the Society and at its place appointed an Administrator. In an appeal filed before the Divisional Joint Registrar the Committee members moved the stay application. Pending consideration of the appeal as the Appellate Authority found that the charges leveled are prima facie not

serious in nature and most of them have been complied with by the Society has passed interim order in the nature of grant of status quo. I am informed that the appeal is now fixed for hearing tomorrow. Hence I decline to interfere with the interlocutory order impugned in this petition. Learned counsel for the petitioners submits that on account of grant of status quo the society is not complying with the corrective measures directed to be implemented by the authorities and it is then submitted that one of the petitioners has been deprived of watter supply. If this be the position the petitioners are permitted to move appropriate application before the Appellate Authority seeking modification of the order. Leaving all questions to be pressed in service in the pending appeal this writ petition is disposed of by directing the Appellate Authority to decide the appeal as expeditiously as possible and preferably within a period of six weeks from today.

3.10.07.